IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
Writ Petition No. 12 of 2005 (S/B)

Mayank Rana,
S/o Sri Praya Singh Rana,
R/o Village Mathali Patti Dashangi,
Tehsil Dunda, District Uttarakashi. …….. Petitioner

Versus

1. State of Uttaranchal,
through Secretary, Education.
2. Public Service Commission,
Through Secretary, Haridwar. …….. Respondents

Mr. M.C. Pant, Advocate for the petitioner.
Mr. K.P. Upadhyaya, Standing Counsel for the State of Uttaranchal.
Mr. B.D. Kandpal, Standing Counsel for respondent No.2.

Coram: Hon. Cyriac Joseph, C.J.
Hon. Rajesh Tandon, J.

ORAL JUDGMENT: (Per Hon'ble the Chief Justice)

1. The only prayer in this writ petition is for a direction to the respondents to consider the representation of the petitioner and to treat him as a candidate of O.B.C. category for the post of Lecturer in Government Inter College and further to give him the benefit for reservation under O.B.C. category. As per this Court's order dated 19.01.2005, the respondents were directed to decide the representation dated 14.09.2004 of the petitioner. The said representation was submitted to the second respondent Public Service Commission. The Public Service Commission has already passed an order dated 10.02.2005 rejecting the petitioner's representation dated 14.09.2004. A copy of the said order has been produced as Annexure CA 1 to the counter affidavit filed by the second respondent.

2. In view of the above position, the writ petition has become infructuous. Hence, the writ petition is dismissed without prejudice to the right of the petitioner to challenge the order dated 10.02.2005 of the second respondent, if the petitioner is aggrieved by the said order.

(Rajesh Tandon, J.) **(Cyriac Joseph, C.J.)**
10.06.2005 **10.06.2005**

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